

UPSIDE DOWN:

Higher-Education Tax Spending

by

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Every Family Should Be Able to Save and Invest in Its Child's Education

There is no better investment to break the cycle of poverty than to invest in the talents and aspirations of children. Although higher education is one the surest pathways out of poverty, fewer than 10 percent of low-income students graduate from college by their mid-20s.² The federal budget and tax code reflect a belief in the transformative power of education, and yet much of our federal higher-education spending fails to support those students who need it the most.

Our Big Idea is to turn this upside-down spending right side up—that is, to expand educational opportunity by redeploying existing spending more effectively and equitably.

In the past two decades, federal tax-spending programs (or tax expenditures) have become an increasingly large source of support for higher education. This spending mostly goes out in the form of after-purchase reimbursements through tax deductions, exclusions, and credits. A small portion also supports college savings.

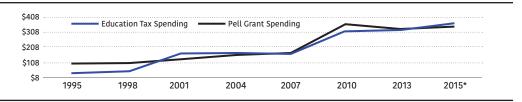
Years of research document how college savings can expand child educational aspirations while also increasing financial capability for their higher-education years and beyond.³ We know that pairing a college savings account with financial literacy training for young students works.⁴ And we know that even low- and moderate-income children with less than \$500 are three times more likely to enroll in college and four times more likely to graduate than those without savings.⁵

Unfortunately, both after-purchase tax reimbursements and tax-supported college savings programs focus benefits on high-income households, while providing little for most working families and their children. This paper serves as a guide for turning this upside-down spending right side up. We provide an overview of the size and shape of higher-education tax spending, the distribution of these benefits, the tax support for college savings, and federal policy recommendations that can expand educational opportunity for all Americans.

The Tax Code Spends Billions of Dollars to Support Higher Education

Tax spending is one of the largest sources of support for higher education. In 2013, the federal government spent more than \$60 billion in the form of nonloan aid to help students pay for higher education. Although spending on Pell Grants for low-income students accounts for a significant percentage of that support, federal tax spending accounts for an even greater share.⁶ This is not a new phenomenon. Although most higher-education tax-spending programs came into existence only in the past 20 years, they have grown quickly. Between 1995 and 2003, Pell Grant spending increased 258 percent (adjusted for inflation), whereas higher-education tax spending increased more than 1,050 percent. Given this rapid pace of expansion, it is no surprise that tax spending on higher education has regularly matched or exceeded Pell Grant spending since the early 2000s.

Figure 1 For 20 years, higher-education tax spending has regularly matched or exceed Pell Grant spending.



Source: Authors' calculations based on Office of Management and Budget (Appendix, Budget of the U.S. Government) data for fiscal years 1997, 2000, 2003, 2006, 2009, 2012, and 2015.

Notes: Inflation adjusted to 2013 dollars. Values for 2015 are presidential budget requests, not actual outlays. Tax expenditures include the follow exclusion of scholarship and fellowship income: the Helping Outstanding Pupils Educationally (HOPE) tax credit, the Lifetime Learning Credit, the American Opportunity Tax Credit (including refundable portion), Coverdells, 529s, deduction for student loan interest, deduction for higher-education expenses, parental personal exemption for students, and exclusion of employer-provided educational assistance.

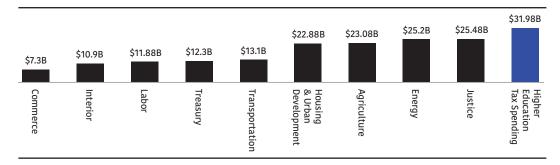
In 2013, the largest sources of this tax spending were as follows:⁷

- » \$16.6 billion from the American Opportunity Tax Credit (AOTC). This is a \$2,500 partially refundable credit for tuition, fees, and books for students at degree-granting postsecondary institutions. The AOTC can be claimed for up to four years of undergraduate education, and families without tax liability can claim as a refund up to \$1,000 of the credit each year.
- » \$5.2 billion for parental personal exemption for students. Allows families to reduce their taxable income by claiming a student aged 19-23 as a dependent. Without this provision, most students over the age of 18 cannot be claimed as dependents by their parents.
- » \$2.9 billion from the exclusion of scholarship income. Allows students who use academic scholarships to pay for qualified expenses—generally, tuition, fees, and course materials—to reduce their tax liability by excluding those scholarship dollars from their taxable income.
- » \$1.8 billion from Lifetime Learning Credit (LLC). This \$2,000 nonrefundable credit applies to tuition and fees. Unlike the AOTC, the LLC can be claimed for graduate school expenses (in addition to undergraduate expenses) and can be claimed for an unlimited number of years.
- » \$1.75 billion from 529s and Coverdell education savings accounts. Allows families to deposit after-tax savings into a restricted savings account that grows tax-free, similar to a Roth Individual Retirement Agreement (IRA). An account's designated beneficiary can use the savings to pay for qualified higher-education expenses (and K-12 expenses in the case of Coverdells).
- » \$1.7 billion from the deduction for student loan interest. This \$2,500 above-the-line deduction can be claimed for loans taken out to pay for tuition and fees, course materials, room and board, and other expenses such as transportation.
- » \$0.7 billion from the exclusion for employer-provided education assistance. This \$5,250 exclusion for education benefits is provided to employees by their employers, covering tuition, fees, and course materials.

» \$0.6 billion from the deduction for higher-education expenses. This \$4,000 above-theline deduction can be claimed for tuition and fees. Neither room and board nor course-related materials are eligible expenses for this deduction.

To put this funding in perspective, the amount of tax spending on higher education is larger than the discretionary budgets of nine cabinet-level departments. From another perspective, spending through the tax code for higher education is roughly equal to the primary sources of federal support for special education (Individuals with Disabilities Education Act), K-12 (Title 1A), and pre-K (Head Start) combined.

Figure 2 Billions in perspective: Federal higher-education tax spending in 2013 outweighed the discretionary budgets of nine federal cabinet-level agencies.



Source: Authors' calculations based on data from the Office of Management and Budget (2014) and Tax Policy Center (2014).

Higher Education Tax Spending Focuses Support on High-Income Households

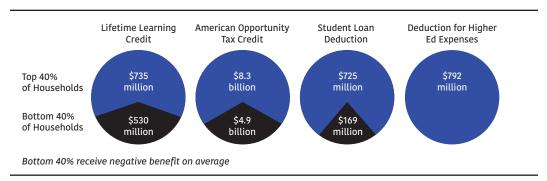
Federal investment in education should aim to expand opportunity, regardless of whether the investment is made through direct or tax spending. Aid may come through tax spending, such as the AOTC, or direct spending, such as Pell Grants; in either case, the most important feature of higher-education support is not the mechanism through which it is provided but the effectiveness with which it expands opportunity.

Pell Grants, for instance, clearly target aid to working families and students who need support the most. Among dependent students who received Pell Grants in the 2011/12 school year, 95 percent came from families that made less than \$60,000 per year.8 Pell Grants primarily help working families and individuals afford college, expanding opportunity for students who might otherwise not attain a higher-education degree. Although tax support may reach further up the income spectrum, the focus of all higher-education aid policy should be to expand opportunity in this way.

Here is a simple test of equity and efficiency: Do the bottom 40 percent of households receive as much aid as the top 40 percent? For a four-person household, the bottom 40 percent make less than about \$70,000 annually, on average, while the top 40 percent make more than \$100,000.9 An education-aid program that fails the 40/40 test clearly fails to focus support on expanding educational opportunity. The Urban Institute analyzed four of the largest sources of higher-education tax spending— AOTC,

LLC, a deduction for interest on student loans, and a deduction for higher-education expenses.¹⁰ Combined, these four credits cost the federal government \$20.4 billion in 2013, accounting for the majority of all spending on higher-education tax spending. Not one of these tax credits passes the 40/40 test. In fact, for all but the LLC, the top 40 percent of households receive more than all other households combined.

Figure 3Upside down: Higher-education tax spending focuses on support for high-income households.



Source: Authors' calculations based on data from Urban Institute (2014).

Poorly targeted tax spending leaves working families behind. For every dollar of aid that a top 40 percent household receives from one of these tax benefits, a bottom 40 percent household receives less than 52 cents. The largest of these programs, the AOTC, is partially refundable, increasing the benefits it provides to low-income households. But even with this commendable feature, the top 40 percent of households received \$8.3 billion from the program in 2013, or more than half of all AOTC spending for that year.

Although smaller in size, the most lopsided of these higher-education tax-spending programs is the deduction for higher-education expenses. On average, the bottom 40 percent of households receive *negative* support from the deduction, because it increases tax code complexity. Many families accidentally claim the deduction instead of an alternative higher-value credit (like the AOTC or LLC), thus reducing their overall tax benefit. A 2012 report by the U.S. Government Accountability Office (GAO) found that in 2009, more than 200,000 households claimed the deduction for higher-education expenses instead of the more valuable LLC. Because of its structure, the deduction for higher-education expenses is essentially a Pell Grant for the wealthy, providing support almost exclusively to those at the very top.

Existing Tax Incentives Fail to Help Most Families Save for College

Most higher-education tax spending is poorly timed for working families. More than 90 percent of higher-education tax spending comes in the form of after-purchase subsidies, meaning households receive the tax benefit months after paying for tuition, buying books, or financing some other qualified education expense. This structure of support naturally benefits high-income households, which can tap existing savings for educational purchases today while counting on support in the future after they file

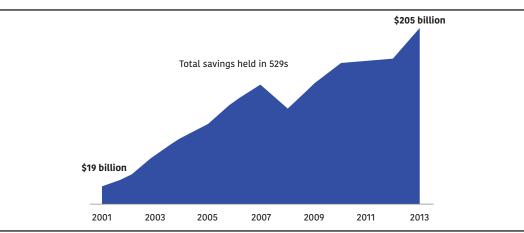
taxes. This does very little for the 44 percent of Americans who are liquid-asset poor and do not have the financial resources necessary to front these costs.¹²

However, there is another way to help families afford college: help them save for college. Families with savings for college can use those savings when they incur education expenses. Investments made today grow every year, boosting the ultimate amount of savings and maximizing its impact. Furthermore, evidence suggests¹³ that the act of saving for college itself can significantly improve educational outcomes.

Saving for college can have a big effect on college access and completion. College savings programs not only solve the timing problem presented by traditional tax-based aid but can also expand educational expectations and increase college success. We know that even small savings can make a big difference. The Assets and Education Initiative at the University of Kansas found that low- and moderate-income children with less than \$500 saved for college were three times more likely to enroll and four times more likely to graduate than those without savings. 15

Coverdells and 529s were created to increase college savings. Created in the mid-1990s, 529s function similarly to Roth IRAs but for education rather than for retirement. Although deposits are not tax deductible on federal tax returns, the accounts grow tax-free, and qualified withdrawals are not counted as taxable income. Thirty-four states also provide a state tax deduction for 529 contributions. In the most common version of 529s, parents, children, or others make deposits into state-administered qualified tuition plan savings accounts. Students can make qualified withdrawals to pay for tuition, fees, books, supplies, and room and board. Withdrawals made for nonqualified expenses are subject to a 10 percent penalty, and the earnings of those withdrawals are subject to normal income taxation. Fueled by generous tax treatment of these investments, total savings in 529s has exploded from \$19 billion in 2001 to more than \$200 billion in 2013.

Figure 4Savings in 529s have increased 954 percent in 12 years.



Source: Authors' calculations based on data from Government Accountability Office (2009), Savings for College (2013), and Savings for College (2014).

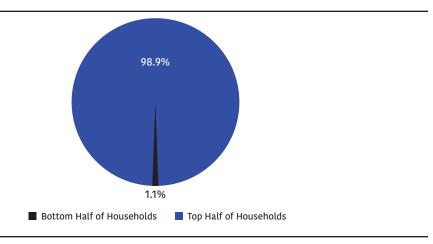
Coverdells are also tax-advantaged savings accounts for higher education, but they function slightly differently from 529s. Coverdells can invest in a more diverse array of assets, including stocks and bonds. And unlike 529 accounts, withdrawals from Coverdells can also be used for pay for K-12 expenses, such as prep school.

The structure of 529s and Coverdells tilts benefits toward high-income households. Coverdell and 529 tax benefits accrue at the top of the income distribution for two reasons. First, these benefits take the form of deductions and exclusions rather than refundable credits, so higher-income families who have greater tax liability receive greater tax benefit. Second, several features of 529s act as barriers to lowand moderate-income families, including minimum deposits, account fees, and public benefit asset limits that actively discourage saving. 18 "Several states have reformed 529s to close the gap in college savings, but these federally supported savings accounts are, by and large, structured to widen that gap, helping the wealthy grow their wealth further while doing little for the majority of working families."19

Coverdells and 529s do little to help most working families save for college. Less than 3 percent of U.S. families use 529s or Coverdells,²⁰ and those that do tend to be high-income, while working families who need the most help to build savings get left behind.²¹ In fact, support for college savings is even more focused on high-income families than the support provided through higher-education tax-spending programs like AOTC or LLC.

In Kansas, more than 80 percent of 529 state tax spending goes to the top 11 percent of households, or those with more \$100,000 in income. In Louisiana, households earning more \$100,000 hold more than 70 percent of the total savings in 529s.²²

Figure 5 Top 50 percent of earners own nearly all 529 and Coverdell savings.



Source: Authors' calculations based on data from U.S. Department of Treasury (2009).

This state-level experience is not an anomaly. A 2009 U.S. Treasury report found that the top half of households hold 98.9 percent of 529 and Coverdell savings. Similarly, the Government Accountability Office analyzed households that use 529s or Coverdells and found that across the country, these households:

- » Have higher income. Families with 529s or Coverdells had about three times the income of those without these accounts.
- » Have greater wealth. Those who saved in 529 or Coverdell accounts had financial assets worth \$413,500, or more than 25 times the average family's assets.
- » Receive more in tax benefits. Among families that use 529s to pay for higher education, those making less than \$100,000 per year received \$561 in tax benefits, whereas those making more than \$150,000 a year received an average of \$3,132 in tax benefits.²³

Federal Reforms to Turn Higher-Education Tax Spending Right Side Up

Congress has acted before to improve higher-education tax benefits for working families. Tax spending is not the enemy in the fight to expand educational opportunity; rather, it is a potentially potent policy tool. Today, however, this tool exacerbates inequality of opportunity, focusing direct support and savings incentives on high-income households. Congress can change this. Past federal reforms have helped make these programs work better for all working families:

- » The 2008 Farm Bill ended the practice of counting 529 savings against asset limits for Supplemental Nutrition Assistance Program (SNAP; previously known as Food Stamps), ensuring that families that use 529s to save for their children's future do not risk losing support that helps them put food on the table today.
- » In 2009, Congress converted the 12-year-old Helping Outstanding Pupils Educationally (HOPE) tax credit into the AOTC. The new AOTC became partially refundable; thus, for the first time, those without tax liability could receive some benefit from the credit. Largely as a result of this change, the bottom 20 percent of households now receive a greater share of AOTC than they do from any other source of higher-education tax spending.

But Congress needs to do more to turn upside-down tax spending right side up. Although the reforms listed above are small steps, they are steps in the right direction. Congress should go farther down this road. This does not necessarily require new spending; rather, it could require a restructuring of existing spending. The following reforms would make strides in the direction of turning our upside-down higher-education tax spending right side up:

» Eliminate the deduction for higher-education expenses and create a savings account for every child at birth. The deduction for higher-education expenses has three strikes against it. First, it is the most upside-down source of higher-education spending, directing almost all support to high-income households. Second, it actively makes most families worse off by adding complexity to the tax code. Third, rather than providing a forward-looking savings incentive, it provides support in the form of an after-purchase subsidy, which benefits higher-income households.

Instead of wasting \$600 million on a poorly targeted deduction, we could provide a \$100 savings account for every one of the four million babies born in the country every year. The \$200 million remaining could provide matches to help low- and moderate-income families build savings faster.

The recently proposed myRA program, which aims to create a simple, safe, and affordable option for retirement savings, could serve as inspiration for development of a new universal children's savings account program.²⁴ Teachers across the country could use the account as a tool for teaching financial education early in life, knowing that every student would have access to an account.

Reform the AOTC to support college savings directly. Families that use 529 savings to pay for higher-education expenses cannot claim the AOTC for those expenses. In other words, a dollar saved today for education may reduce education support in the future. This policy quirk can actively discourage families from saving for college. Simply removing this restriction, however, would mainly benefit the high-income households that are currently most likely to use 529s.

A better reform would be to make deposits into 529s—or into the education myRA accounts proposed above—eligible for the AOTC, allowing the credit to function as a college savings match. Similar to proposals that would advance a portion of the Pell Grant to support college savings,²⁵ this proposal would advance a portion of the AOTC. Both strategies would more effectively deploy existing federal spending on higher education.

The AOTC reform would not expand the credit, nor would it raise the \$10,000 lifetime cap per student. Rather, instead of only providing support months after families incur costs, the reformed credit would support savings years before children go to college. Use of the savings matches provided through the AOTC would only be allowed for higher-education expenses, ensuring that this reform does not divert AOTC dollars to non-education purchases. The reform could be done independently of or in addition to the reform of the deduction for higher-education expenses proposed above.

Limiting this new AOTC savings credit to \$250 per year—roughly \$20 per month in savings would encourage regular saving over the course of the child's life. A family maxing out this credit starting at the child's birth would have nearly \$15,000 saved by age 18 (assuming a modest 5 percent rate of return). This child would have used only \$4,500 of his or her AOTC and thus would remain eligible for \$5,500 in additional support from the credit. All this is possible without expanding the maximum size of the credit by a dime.

- Exempt children's savings from public benefit asset limits. In some states, as little as \$1,000 in children's savings can make a family ineligible for Temporary Assistance for Needy Families (TANF) benefits. The 2008 Farm Bill excluded 529 savings from SNAP asset limits, but other children's savings accounts still count toward SNAP asset limits (which are often as low as \$2,000 for a family). 26 Furthermore, both 529 and non-529 children's savings accounts count against asset limits for other public benefits programs. A mother who saves for her child's education should not be punished by being forced off of TANF, SNAP, Low-Income Home Energy Assistance Program (LIHEAP), Supplemental Security Income (SSI), or any other income-maintenance program.
- Expand the saver's credit to support college savings. As currently structured, the saver's credit only supports retirement savings. The Savings Enhancement for Education in College Act (H.R. 529), introduced by representative Lynn Jenkins (R-KS) and representative Ron Kind (D-WI), would expand eligible saving products to include 529s. Additional reforms could make the credit fully refundable and make deposits into all children's savings accounts eligible for the credit, greatly increasing the impact of the saver's credit for working families.

Conclusion

Access to higher education is critical for ending the cycle of poverty and expanding economic opportunity. Children who are educated to reach their potential are best able to become self-sufficient contributors to the national economy. These moral and economic grounds justify government investment in higher education.

Yet, although the federal government now spends more than \$60 billion every year on nonloan higher-education support, college enrollment and graduation rates of America's low-income students remain disastrously low. We need to rethink how we're supporting higher education.

As this paper illustrates, one of the largest sources of support for higher education is federal tax spending, which has regularly matched or exceeded federal spending on Pell Grants. Unlike Pell Grants, this tax spending disproportionately goes to households that need the least help—that is, to parents who could already finance the education of children who were already college bound. This is no way to expand opportunity.

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Notes

- R. Haskins, H. Holzer, and R. Lerman, "Promoting Economic Mobility by Increasing Postsecondary Education," Economic Mobility Project, 2009, http://www.urban.org/uploadedpdf/1001280_promotingeconomic.pdf.
- Executive Office of the President, "Increasing College Opportunity for Low-Income Students," 2014, http://www.whitehouse.gov/sites/default/files/docs/white_house_report_on_increasing_ college_opportunity_for_low-income_students_1-16-2014_final.pdf.
- 3. E. Levin, "Scholarly Research on Children's Savings Accounts," Corporation for Enterprise Development, 2014, http://cfed.org/assets/pdfs/FactFile_-_Scholarly_Research_On_Childrens_ Savings_Accounts.pdf.
- K. Wiedrich, J. M. Collins, L. Rosen, and I. Rademacher, "Financial Education & Account Access Among Elementary Students," Corporation for Enterprise Development, 2014, http://cfed. org/assets/pdfs/AFCO_Youth_Full_Report_Final.pdf.
- Assets and Education Initiative, "Building Expectations, Delivering Results: Asset-Based Financial Aid and the Future of Higher Education," in Biannual Report on the Assets and Education Field, ed. W. Elliott (Lawrence, KS: Assets and Education Initiative, July 2013), http://save4ed. com/wp-content/uploads/2013/07/Biannual-Report_Building-Expectations-071013.pdf.
- 6. Consortium for Higher Education Tax Reform, "Higher Education Tax Reform: A Shared Agenda for Increasing College Affordability, Access, and Success," November 2013, http://www.clasp. org/resources-and-publications/publication-1/Nov2013RADD_TaxAid.pdf.
- Office of Management and Budget, "Estimates of Total Income Tax Expenditures for Fiscal Years 2013-2019," 2014, http://www.whitehouse.gov/sites/default/files/omb/budget/fy2015/assets/ teb2015.xls.

- College Board, "Trends in Higher Education, Distribution of Pell Grant Recipients by Family Income and Dependency Status," 2013, https://trends.collegeboard.org/student-aid/figures-tables/distribution-pell-grant-recipients-family-income-dependency-status-2011-12.
- Congressional Budget Office, "The Distribution of Household Income and Federal Taxes, 2010," December 4, 2013, http://www.cbo.gov/publication/44604.
- 10. B. Harris, C. E. Steuerle, S.-M. McKernan, C. Quakenbush, and C. Ratcliffe, "Tax Subsidies for Asset Development: An Overview and Distributional Analysis," Urban Institute, February 2014, http://www.taxpolicycenter.org/UploadedPDF/413048-tax-subsidies-for-asset-development.pdf.
- 11. Government Accountability Office (GAO), "Higher-Education: Improved Tax Information Could Help Families Pay for College," report to the Committee on Finance, U.S. Senate, 2012, http://www.gao.gov/assets/600/590970.pdf.
- 12. J. Brooks, K. Wiedrich, L. Sims Jr., and J. Medina, "Treading Water in the Deep End: Findings from the 2014 Assets & Opportunity Scorecard," Corporation for Enterprise Development, 2014, http://assetsandopportunity.org/scorecard/.
- 13. W. Elliott, M. Destin, and T. Friedline, "Taking Stock of Ten Years of Research on the Relationship between Assets and Children's Educational Outcomes" (CSD Working Paper 11-08, St. Louis, MO: Center for Social Development, 2011), http://csd.wustl.edu/Publications/Documents/WP11-08.pdf.
- 14. E. Levin, "Children's Savings Accounts Expand Opportunity" (Federal Policy Brief, Corporation for Enterprise Development, 2014), http://cfed.org/knowledge_center/resource_directory/ search/federal_policy_brief_csas.
- 15. Assets and Education Initiative, "Building Expectations, Delivering Results."
- 16. FinAid, "State Tax Deductions for 529 Contributions," 2014, http://www.finaid.org/savings/ state529deductions.phtml.
- 17. Saving for College, "529 Plan Assets Up 21% in Fourth Quarter 2013," 2014, http://www. savingforcollege.com/529_news/?page=plan_news&plan_news_id=1246.
- 18. Corporation for Enterprise Development (CFED), "Resource Guide: College Savings Incentives," 2014, https://cfed.org/r/E/NDk4MTA/MjAwMTE/0/0/ZWdlaWxpbmdAY2ZlZC5vc-
- 19. CFED, "State 529 College Savings Programs," 2014, http://cfed.org/programs/csa/program_ models/state_529/.
- 20. GAO, "Higher Education: A Small Percentage of Families Save in 529 Plans," report to the Chairman, Committee on Finance, U.S. Senate, 2012, http://www.gao.gov/assets/660/650759. pdf.
- 21. S. M. Dynarski, "Who Benefits from the Education Saving Incentives? Income, Educational Expectations, and the Value of the 529 and Coverdell" (NBER Working Paper 10470, Cambridge, MA: National Bureau of Economic Research, 2004), http://www.nber.org/papers/w10470. pdf?new_window=1.
- 22. Authors' calculations based on data. See U.S. Department of the Treasury, "An Analysis of Section 529 College Savings and Prepaid Tuition Plans," report prepared for the White House Task Force on Middle Class Working Families, 2009, http://www.treasury.gov/resource-center/ economic-policy/Documents/09092009TreasuryReportSection529.pdf.

- 23. GAO, "Higher Education: A Small Percentage of Families."
- 24. K. L. McKay and E. Levin, "Expanding Retirement Security for All Workers" (Federal Policy Brief, Corporation for Enterprise Development, 2014), http://cfed.org/policy/Policy_Brief-_Retirement_Security_for_All.pdf.
- 25. Rethinking Pell Grants Study Group, "Rethinking Pell Grants," College Board Advocacy and Policy Center, 2013, http://media.collegeboard.com/digitalServices/pdf/advocacy/policycenter/ advocacy-rethinking-pell-grants-report.pdf.
- 26. E. Levin, "Lifting Asset Limits Helps Families Save" (Federal Policy Brief, Corporation for Enterprise Development, 2012), http://cfed.org/assets/pdfs/Policy_Brief_Asset_Limits.pdf.